

PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 2016

(Amendments made by the Legislative Council)

1. Clause 1, page 3, line 20, omit "86A." and insert "86A; and".
2. Clause 1, page 3, line 20, after "86A" insert "including abolishing any advisory committee".
3. Clause 1, page 3, after line 20 insert—

"(g) to make amendments to the **Biological Control Act 1986** required as a result of the Biological Control Amendment Act 2016 of the Commonwealth."
4. Clause 2, line 24, after "Act" insert "(other than Part 8)".
5. Clause 26, page 18, line 6, omit "Subject to subsection (1B), before" and insert "Before".
6. Clause 26, page 18, line 8, omit "of—" and insert 'of the Game Management Authority.'. '.
7. Clause 26, page 18, lines 9 to 16, omit all words and expressions on these lines.
8. Clause 26, page 18, lines 26 to 30, page 19, lines 1 to 5, omit subclause (4) and insert—

"(4) Section 86A(5) of the **Wildlife Act 1975** is repealed."
9. Insert the following New Clause to follow clause 26—

'A New section 107 inserted

At the end of Part XII of the **Wildlife Act 1975** insert—

"107 Transitional provision, advisory committee—Primary Industries Legislation Amendment Act 2016

Any advisory committee established under section 86A(5) immediately before the commencement of section 26 of the **Primary Industries Legislation Amendment Act 2016** is abolished and its members go out of office on the commencement of that section 26.".'. '.
10. Clause 27, omit this clause.
11. Insert the following Part heading and clauses to follow clause 27—

'Part 8—Amendment of Biological Control Act 1986

AA Definitions

- (1) In section 3(1) of the **Biological Control Act 1986** insert the following definition—
"**prescribed organisms** means organisms that are—
(a) live organisms; or
(b) viruses or sub-viral agents—
but does not include live vaccines or resistant cultivars;".
- (2) In section 3(1) of the **Biological Control Act 1986**, in the definition of **kind**, after "organisms," insert "viruses or sub-viral agents,".
- (3) In section 3(1) of the **Biological Control Act 1986**, in the definition of **organism**—
(a) in paragraph (b), for "paragraph (a);" substitute "paragraph (a); or";
(b) after paragraph (b) insert—
"(c) a virus or sub-viral agent;".
- (4) In section 3(1) of the **Biological Control Act 1986**, the definition of **prescribed live organisms** is repealed.

BB Biological control

In section 4 of the **Biological Control Act 1986**, for "live" substitute "prescribed".

CC Consequential amendments

In sections 19(1), 20(1), 24(1), 28(1)(b), 29(1)(a), 32(2)(a) and 35(3) of the **Biological Control Act 1986**, for "prescribed live organisms" substitute "prescribed organisms".

12. Part heading preceding clause 28, omit "8" and insert "9".
13. Clause 28, line 3, omit all words and expressions on this line and insert—
"This Act is **repealed** on the first anniversary of the first day on which all of its provisions are in operation."
14. Long title, omit "and the **Wildlife Act 1975**" and insert ", the **Wildlife Act 1975** and the **Biological Control Act 1986**".

Certified -

Clerk of the Legislative Council